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April 11, 2007

**By ECFS**

Marlene H. Dortch, Secretary  
 Federal Communications Commission  
 The Portals  
 445 12th Street, S.W.  
 Washington, D.C. 20554

**Re: Docket No. 05-196; 911 Compliance Status Report**

Dear Ms. Dortch:

ACN Digital Phone Service, LLC (“ACN” or “Company”), through undersigned counsel, submits this 911 Compliance Status Report (“Report”) to advise the Commission of the status of the Company’s efforts to comply with the Commission’s VoIP E-911 Rules, 47 C.F.R. § 9, as set forth in the *VoIP E911 Order*.<sup>1</sup>

On April 4, 2007, ACN submitted a written request for an extension of time to file a response to the Commission’s March 12, 2007, letter concerning ACN’s efforts to comply with the Commission’s VoIP E911 rules.<sup>2</sup> The extension request was made due to limitations the Company’s VoIP E911 vendor has had in obtaining reliable information relevant to the Commission’s request. In an abundance of caution, ACN files this letter detailing why it has been unable to obtain all of the information requested by the Commission, and renewing its request for an extension of time. ACN also provides the information it does have relevant to the Commission’s request.

ACN uses a company called Intelliverse to provide full end-to-end E911 services to the majority of ACN’s VoIP customers. Shortly after receiving the Commission’s letter, ACN contacted Intelliverse to discuss how to obtain the data necessary for ACN to respond to the Commission. It became clear that in order for ACN to receive the information it needed, ACN would have to send Intelliverse a written request detailing what specific information was required. ACN did so. However, Intelliverse has

<sup>1</sup> *E911 Requirements for IP-Enabled Service Providers*, WC Docket No. 05-196, First Report and Order and Notice of Proposed Rulemaking, 20 FCC Rcd. 10245 (2005) (“*VoIP E911 Order*”).

<sup>2</sup> Email to Kathy Berthot, Chief, Spectrum Enforcement Division, Enforcement Bureau, from Frank G. Lamancusa, Bingham McCutchen, on behalf of ACN Digital Phone Service, LLC (April 4, 2007).

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informed ACN that it cannot provide the requested information for at least two, and possibly three, more weeks. As a result, ACN is forced to seek an extension from the Commission.

ACN is attempting to provide the Commission with all of the information requested, but is foreclosed from doing so until it receives data from Intelliverse. ACN requests that it have until May 9, 2007, to respond in order for Intelliverse to provide the information and for ACN to assimilate and incorporate that information into its response. ACN has asked for more time beyond when Intelliverse has stated that it would provide the information in an effort to minimize the risk that ACN would need to seek additional time from the Commission should Intelliverse not send ACN the information within the promised time frame and to allow ACN an opportunity to compile the information it receives from Intelliverse.

ACN further provides the following information relevant to the Commission's inquiry. While some ACN VoIP subscribers are ultimately provided E911 services by Intelliverse, ACN also provides a fixed VoIP service. For this service, ACN has partnered with Level 3, LLC ("Level 3") and Intrado, Inc. ("Intrado") to provide full end-to end E911 services. Through its partnerships with Level 3 and Intrado, ACN currently is able to deliver 911 calls via the native 911 network to the geographically appropriate PSAP and the PSAP is able to access both call back information and location information for 100% of its fixed VoIP subscribers.

ACN is attempting to provide the Commission with all of the information requested, and will supplement this response when such information becomes available to the Company. If ACN is able to provide the information sooner, it will do so.

Respectfully submitted,

/s/  
Ronald W. Del Sesto, Jr.  
Jeffrey R. Strenkowski

Attachments

cc: Kathy Berthot (FCC)  
Carol Simpson (FCC)  
Best Copy and Printing, Inc.  
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